

2. Subjects on Which Discovery May Be Needed: The parties do not intend to modify the scope of discovery as prescribed by Federal Rule of Civil Procedure 26(b)(1).

Subject to Rule 26(b)(1), the parties anticipate discovery may be needed on:

- a. Plaintiffs' physical health before and after the birth of the child;
- b. Plaintiffs' medical treatment and care, past and future;
- c. Plaintiffs' injuries, harms and losses;
- d. Plaintiffs' efforts to mitigate their damages.

3. When Discovery Should Be Completed: May 31, 2020.

4. Whether Discovery Should Be Phased or Limited: The parties do not anticipate any need to phase or to limit discovery.

5. Electronically Stored Information: The parties do not anticipate the need for very substantial discovery of electronically stored information. The parties have agreed to produce all documents in portable document format (pdf) in the first instance. Electronically stored information will be produced in searchable pdf format. If electronically stored information is subsequently requested in native file format, the producing party will comply with that request. If any of these conditions for production are impossible for a particular document or material, the parties will work together in attempt to reach a mutually agreeable resolution before seeking the Court's intervention. The parties agree to apply a Bates stamp to all documents produced in discovery.

6. Claims of Privilege or of Protection as Trial-Preparation Materials: The parties will assert applicable privileges and protections in their responses to discovery requests. Should a protective order become necessary to shield information from public dissemination, the

parties will make their best effort to submit an agreed order to the Court, using the model order from the Local Rules as a primary source.

7. **Changes to Limitations on Discovery:** The parties will abide by the limits on discovery in the Federal Rules of Civil Procedure.

8. **Other Orders:** The parties do not anticipate the need for other discovery-related orders at this time.

Dated: August 21, 2019

Respectfully submitted,

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ATTORNEY FOR PLAINTIFFS

CERTIFICATE OF SERVICE

I certify that on August 21, 2019, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will send notification to all counsel of record in this case.

/s/ Liane Noble
Liane Noble
Assistant United States Attorney